

Patent

85167.1



Attorney Docket 13017-3

1634\$
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Applicants : GOELET, Philip *et al.*)

) Examiner: MYERS, Carla J.

Application No.: 09/258,132)

) Group Art Unit: 1634

Filing Date : 26 February 1999)

Title: "Nucleic Acid Typing By Polymerase
Extension of Oligonucleotides Using
Terminator Mixtures")

Kalow & Springut LLP
488 Madison Avenue, 19th Floor
New York, New York 10022

10 March 2005

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(c)**

SIR or MADAM:

Pursuant to 37 CFR 1.97(c), the attorneys for the applicants hereby bring to the attention of the Patent and Trademark Office with respect to the patent application identified above three United States patent documents broadly related to the field of the invention of the application

Certificate of Mailing Under 37 CFR 1.8

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03/16/2005 EHAI1E1 00000027 09258132

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J. David Elliott, Jr.
J. David Elliott, Jr. (Reg. No. 27,875)

Applicant : GOELET, Philip *et al.*
Serial No.: 09/258,132
Filed : 26 February 1999
Page 2

which are listed below and on the accompanying Form PTO/SB/08. Since each of the items identified in the present information disclosure statement is a United States patent document, under current Patent and Trademark Office guidelines, copies of the documents are not required to be submitted with the present statement.

United States Patent Documents

1. United States application No. 08/465,322, filed 5 June 1995, to SODERLUND *et al.*;
2. United States application No. 09/258,216, filed 26 February 1999, to SODERLUND *et al.*;
and
3. United States patent No. 5,221,518 to MILLS.

The attorneys for the applicants take no position on whether or not any item identified above and listed on Form PTO/SB/08 constitutes prior art against the subject application under any particular provision of Title 35 of the United States Code.

An Office Action was issued on 26 November 2004 in connection with the subject patent application and a reply to the Office Action was submitted to the Patent and Trademark Office by mail with a certificate of mailing on 28 February 2005, the first business day following the day set for a reply. According to the "Patent Application Information Retrieval" web page of today for the subject application on the web site of the United States Patent and Trademark Office, the reply of 28 February 2005 has been entered into the official image file wrapper of the application, but no final Office Action or Notice of Allowance has been issued with respect to the subject application. Consequently, the fee required under 37 CFR 1.97 for submission of the present information disclosure statement at this time is estimated to be one hundred eighty dollars (\$180). A check in the estimated amount accompanies the present information disclosure

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Page 3

statement. Please charge any additional fee which may be required, and credit any overpayment, to deposit account No. 11-0171.

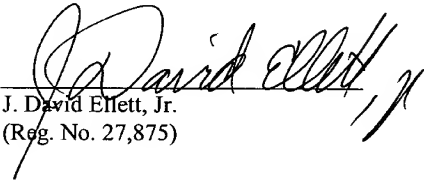
Respectfully submitted,

Attorneys for the Applicants

By: _____

J. David Ellett, Jr.

(Reg. No. 27,875)

A handwritten signature in dark ink, appearing to read "J. David Ellett, Jr.", is written over a horizontal line. The signature is fluid and cursive, with a large initial "J" and a trailing flourish.

Telephone: (212) 813-1600



PTO/SB/21 (09-04)
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TRANSMITTAL FORM

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Total Number of Pages in This Submission

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Application Number

09/258,132

Filing Date

26 February 1999

First Named Inventor

GOELET, Philip

Art Unit

1634

Examiner Name

MYERS, Carla J.

Attorney Docket Number

13017-3

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kalow & Springut LLP		
Signature			
Printed name	J. David Ellett, Jr.		
Date	10 March 2005	Reg. No.	27,875

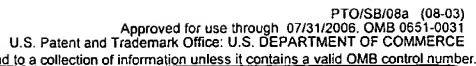
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Typed or printed name	J. David Ellett, Jr.	Date	10 March 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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of

1

Application Number

09/258,132

Filing Date

26 February 1999

First Named Inventor

GOELET, Philip

Art Uni

1634

Examiner Name

MYERS, Carla J.

Attorney Docket Number

13017-3

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

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